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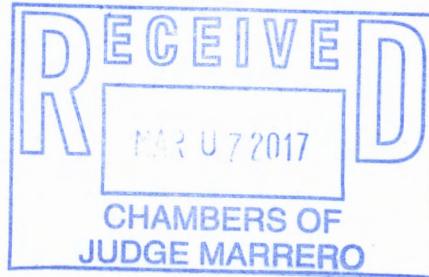
JUSTIN A. NELSON
DIRECT DIAL (713) 653-7800

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March 7, 2017

VIA FAX

Honorable Victor Marrero
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St.
New York, NY 10007-1312



Re: Case No. 1:17-cv-01349-VM; *CafeX Communications, Inc. v. Amazon Web Services, Inc.*; In the United States District Court for the Southern District of New York

Dear Judge Marrero:

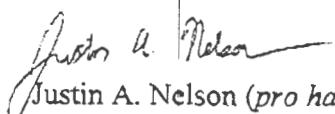
CafeX's letter confirms why a short extension for Amazon to file its Response would cause no prejudice. CafeX does not and cannot dispute that it offered a schedule that gave Amazon more time than the current schedule. Moreover, as the Exhibit attached to CafeX's letter shows, CafeX never told Amazon that the Court would issue a scheduling order if the parties could not agree. In fact, it told Amazon just the opposite—that "if the parties were unable to agree on a schedule, we could have a teleconference with the Court on the issue on Monday." CafeX further ignores that Amazon responded to this email. Amazon proposed the same schedule that Amazon now proposes to the Court, telling CafeX that it seemed the parties could resolve the briefing schedule without court intervention. See Ex. 1 to Amazon's Opening Letter. CafeX does not and cannot deny that it never responded to Amazon's proposal.

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For these reasons and those in the initial letter, Amazon requests a short four-day extension to file its Response to CafeX's Preliminary Injunction Motion.

Sincerely,



Justin A. Nelson (*pro hac vice* motion to be filed shortly)

cc: David Brafman (via email)

Request GRANTED. The briefing schedule for the injunctive relief motion herein is modified as follows:
defendant's response 3-17-17; plaintiff's reply 3-27-17.
SO ORDERED.

3-7-17

DATE

VICTOR MARRERO, U.S.D.J.

